

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

TQP DEVELOPMENT, LLC,

Plaintiff,

v.

BARCLAYS PLC, ET AL.,

Defendants.

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CIVIL ACTION NO. 2:09-CV-00088-TJW

JURY TRIAL DEMANDED

STIPULATED MOTION FOR DISMISSAL WITH PREJUDICE

The plaintiff TQP Development, LLC and defendant Amazon.com, Inc., pursuant to FED. R. Civ. P. 41(a)(2) and (c), hereby move for an order dismissing all claims and counterclaims in this action WITH PREJUDICE, subject to the terms of that certain agreement entitled "PATENTS IN SUIT SETTLEMENT AGREEMENT" and dated July 13, 2009, with each party to bear its own costs, expenses and attorneys fees.

AGREED:

July 28, 2009

TQP DEVELOPMENT, LLC

By: /s/ Tyler K. Brochstein

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Respectfully submitted,

AMAZON.COM, INC.

By: /s/ Neil J. McNabnay

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ATTORNEYS FOR AMAZON.COM, INC.

**ATTORNEYS FOR PLAINTIFF
TQP DEVELOPMENT, LLC**

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 28th day of July 2009.

/s/ Tyler K. Brochstein
Tyler K. Brochstein